

SEP 14 2004

IN THE UNITED STATES PATENT OFFICECUSTOMER NO. 23607

Serial No.: 10/042,352
Filing date: January 11, 2002
Our Ref.: PT-2065000
Applicant: Bernard Charles Sherman
Title: FOSINOPRIL SODIUM TABLET FORMULATION
Examiner: Micah Paul Young
Group Art Unit: 1615 Due Date: September 18, 2004

NOTICE OF APPEAL

September 14, 2004

VIA FACSIMILE - 703-872-9306

Dear Commissioner:

Further to Applicant's submission of September 10, 2004, Applicant hereby appeals to the Board of Appeals from the final Decision of the primary Examiner dated March 18, 2004, wherein claims 1, 6 and 7 have been rendered finally rejected.

Applicant authorizes the Commissioner to access his Agent's Deposit Account No. 08-3255 to withdraw the amount of \$330.00 in payment of the required Notice of Appeal fee for a large entity. If there is any deficiency or surplusage of the fees, please obtain any such deficiency from or credit the surplusage to Deposit Account No. 08-3255 and advise Applicant's Agent.

Respectfully submitted,

10/04/2004 RHARNON 00000005 083255 10042352

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330.00 DA

Neil H. Hughes, P.Eng.
Registration No. 33,636
Agent for the Applicant

NHH:ja
Enclosures